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Our Case No.: 9623/418

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Charles McElfresh et al.

Serial No.: 09/285,929

Filing Date: April 2, 1999

For: METHOD AND SYSTEM FOR OPTIMUM  
PLACEMENT OF ADVERTISEMENTS ON A  
WEBPAGE

Examiner: Not Assigned

Group Art Unit: 2176

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record.

The references now cited are the following:

### US PATENT DOCUMENTS

*glt* }

DOCUMENT NUMBER	DATE	NAME
5,659,732	08/19/97	Kirsch
5,717,923	02/10/98	Dedrick
5,724,424	03/03/98	Gifford
5,724,521	03/03/98	Dedrick
5,724,524	03/1998	Hunt et al.
5,748,954	05/1998	Maudlin
5,752,238	05/12/98	Dedrick
5,768,521	06/16/98	Dedrick
5,794,210	08/11/98	Goldhaber, et al.
5,826,241	10/20/98	Stein, et al.
5,848,397	12/08/98	Marsh, et al.
5,848,407	12/08/98	Ishikawa, et al.
5,852,820	12/22/98	Burrows
5,855,008	12/29/98	Goldhaber, et al.
5,864,845	01/26/99	Voorhees, et al.
5,864,846	01/26/99	Voorhees, et al.
5,903,882	05/1999	Asay et al.
5,918,014	06/29/99	Robinson
5,920,854	07/06/99	Kirsch, et al.
5,920,859	07/06/99	Li
5,930,777	07/27/99	Barber
6,078,866	06/20/00	Buck et al.
US 6,185,558 B1	02/06/01	Bowman et al.
US 6,296,361 B1	07/31/01	Davis et al.
US 2002/0004735 A1	01/10/02	Gross

### FOREIGN PATENT DOCUMENTS

*Ref  
Not  
Provided*

DOCUMENT NUMBER	DATE	COUNTRY
<del>WO 99/20486</del>	<del>09/1999</del>	<del>WIPO</del>
<del>WO 99/48028</del>	<del>09/1999</del>	<del>WIPO</del>
<del>WO 2000/16218</del>	<del>03/2000</del>	<del>WIPO</del>
<del>WO 2000/41090</del>	<del>07/2000</del>	<del>WIPO</del>

RECEIVED

JUL 31 2002

OTHER ART AND RELATED DOCUMENTS

Technology Center 2100

Database of Corporate ResourceNet, "New Service Puts An Auction Search Engine Under One Roof", Electronic Advertising & Marketplace Report, Vol. 12, Issue 8, Apr. 1998, page 6.
Espe, "Online Search Engines Start To Charge For Listings", Washington Business Journal, Vol. 18, Issue 1, May 1999, page 31.
Dawson et al., "2 Search Sites Narrow Their Parameters", Adweek-Western Edition, Vol. 48, Issue 42, Oct. 1998, page 1.
Database of Corporate ResourceNet, "Bits", from Adweek-Eastern Edition, Vol. 40, Issue 14, April 1999, page 46.
Komando, "Searching For Search Engines - from Dogpile to Deja News", Business First-Colombus, Vol. 14, Issue 43, June 1998, page 46.
Database of Corporate ResourceNet, New services Aim to Boost Efficiency of Search Engines", Electronic Advertising & Marketplace Report, Vol. 12, Issue 13, June 1998, page 6.
Database of Corporate ResourceNet, "Goto.com Chooses Quest's SharePlex(R) for Oracle Software to Ensure Uptime for Business-Critical Web Site", PR Newswire, June 2000.
Database of Corporate ResourceNet, "Capitalist Tool", Time Canada, Vol. 151, Issue 8. March 1998, page 41.
Database of DialogClassic(m), "Homestead Technologies' Continued Success Draws \$17.50 Million In second Round of Venture Funding", PR Newswire, April 1999.
"APS Search Tools - Patent Search Client Strategy", by US Patent & Trademark Office, Sept. 1997.
"Frequently Asked Questions NT Image Search & Retrieval (IS&R)", by US Patent & Trademark Office, Dec. 1997.
"Chapter 1-Introduction to Dialog", by Dialog Information Service, Inc. pp 1-1 to 1-14.
"Automated Patent System (APS) Workstation Reference Manual", by US Patent & Trademark Office, July 1996.
Frentzen, Jeff, "Help for Getting the Word Out About Web Sites", PC Week, v14, n46, p. 27(1), Nov. 3, 1997.
Miller, Karen L., "Improve Your Ranking (Building Web Sites to Attract Web Searches)", Home Office Computer, v16, n1, p 51(2) Jan, 1998.
Wingfield, "Another Engine Takes Ads By The Click", from <a href="http://www.news.com?news/Item/0.4.1387.00/html">http://www.news.com?news/Item/0.4.1387.00/html</a> , May 1996.
Pelline, "New Search Engine Goes Commercial", by CNET News.com, Feb. 1998.
Wang, "Engines Battle Irrelevance of Results-New Search Service Hope To Fill The Void", by Internet World, Feb. 1998.
Vondr Haar, "Searching For The Highest Bidder", from <a href="http://www.interactive-advertising.com">Inter@active</a> week.
Riedman, "Search Engine Startup To Auction Listings", from Interactive-Advertising, Feb. 1998.
Rich, "New Search Engine Allows Sites To Pay Their Way to Top", from <a href="http://www.adweek.com/iq/iqnews02.asp">http://www.adweek.com/iq/iqnews02.asp</a> .
Mardesich, "Web Site Operators Pay for Top Billing-Search Engine Allows Site Sponsors to Buy Place On Special List", from Knight Ridder Newspapers, March 1998.

Ref. Not provided

Hilty, "GoTo.Hell-What Happens When On Line Search Engine Accepts Cash From Web Sites?" from <a href="http://www.ocweekly.com/link/archives/97/27/byte-3.11.98-1.html">http://www.ocweekly.com/link/archives/97/27/byte-3.11.98-1.html</a> , March 1998.
Flynn, "With GoTo.com's Search Engine, the Highest Bidder Shall Be Ranked First", by the New York Times, March 1998.
Clark, "Start-Up Plans Internet Search Service Tying Results To Advertising Spending", from the Wall Street Journal, Feb. 1998.
"Going, Going ...", from A Closer Look of the Wall Street Journal-Marketplace, April 1998.
"Coursey.com", David Coursey's Insider report on Personal Computing, the Internet and Communications", March 1998.
Glaser, "Who Will GoTo.com", from OnlinePress.com, Feb. 1998.
Mardesic, "Search Engine Charges Hit Sites", from <a href="http://www.sjmercury.com/business/center/goti022198.html">http://www.sjmercury.com/business/center/goti022198.html</a> , Feb. 1998.
"News Watch About Search Engines", from <a href="http://searchenginewatch.com/ness.html">http://searchenginewatch.com/ness.html</a> , Feb. 1998.
Wang, "Engines Battle Irrelevance of Results", from Internet World.
Swartz, "Browser Only Lists Paying Web Sites Critics Fear Approach Will Squeeze Out Most Small Internet Players", from <a href="http://www.sfgate.com/cgi-bin/publish">http://www.sfgate.com/cgi-bin/publish</a> on San Francisco Chronicle, Feb. 1998.
McWilliams, PC World Online, February 23, 1998, "Search Engine To Sell Top Positions On Results Lists", from <a href="http://www.pcworld.com/news/daily/data/0298/...html">http://www.pcworld.com/news/daily/data/0298/...html</a> .
"Search Engine Start Up To Auction Listings", from <a href="http://www.adage.com/interactive/daily/index/html">http://www.adage.com/interactive/daily/index/html</a> , Feb. 1998.
Alyson, "Searching The Search Engines", from Bacon's, May 1998.
Pelline, "Pay-for-placement gets another shot", from <a href="http://www.newscom.com/news/item/0,4,19307,00.html">http://www.newscom.com/news/item/0,4,19307,00.html</a> , Sept. 1997.
IBM Technical Disclosure Bulletin, "Organizing A Ranked List of Search Matches", Nov. 1994.
Jeffrey Brewer, ClickZ Today, August 18, 1998, "Pay-For-Performance: Creating More And Better Value", obtained at the internet address <a href="http://www.clickz.com">http://www.clickz.com</a> , August 18, 1998.
Jesse Berst, ZDNet, August 17, 1998, "Search Sites' Shocking Secret", obtained at the internet address <a href="http://www.zdnet.com/anchordesk/story/story_2432.html">http://www.zdnet.com/anchordesk/story/story_2432.html</a> , August 17, 1998.
Sara Fisher, "Budding Internet Firm Finds Niche in Satisfaction", L.A. Business Journal, August 10, 1998.
"Disclosure Rules", The Industry Standard – The Newsmagazine of the Internet Economy, August 10, 1998.
G. David Doran, "Pay to Play", Entrepreneur, July 1998, p. 18.
Advertising Age-Interactive Daily Homepage; obtained at the internet address <a href="http://www.adage.com/interactive/daily/index.html">http://www.adage.com/interactive/daily/index.html</a> , June 8, 1998.
Kim Komando, "With About 320 Million Sites, Search Engines Offer Some Help", copyright 1998, Los Angeles Times Syndication.
Margot Williams, "How To Ease Your Online Searches", Lansing State Journal, June 1, 1998.
"GoTo.com Gets Venture Funding", Internet World Magazine, June 1, 1998.
Sasha Alyson, "Searching The Search Engines", Front Page, May 8, 1998.

RECEIVED

JUL 31 2002

Technology Center 2100

Advertising Age-Interactive Daily Homepage, February 23, 1998, "Search Engine Startup To Auction Listings", obtained at the internet address <a href="http://www.adage.com/interactive/mdaily/index.html">http://www.adage.com/interactive/mdaily/index.html</a> .
Brian McWilliams, PC World Online, February 23, 1998, "Search Engine To Sell Top Positions On Results Lists", obtained at the internet address <a href="http://www.pcworld.com/news/daily/data/0298/9880223173204.html">http://www.pcworld.com/news/daily/data/0298/9880223173204.html</a> .
Jon Swartz, San Francisco Chronicle, February 23, 1998, "Browser Only Lists Paying Web Sites Critics Fear Approach Will Squeeze Out Most Small Internet Players", obtained at the internet address <a href="http://www.sfgate.com/cgi-bin/article/archive/1998/02/21/BU102470.DTL">http://www.sfgate.com/cgi-bin/article/archive/1998/02/21/BU102470.DTL</a> .
Nelson Wang, "Engines Battle Irrelevance of Results", from <a href="http://www.internetworld.com/print/current/news/19980223-battle.html">http://www.internetworld.com/print/current/news/19980223-battle.html</a> , Feb. 1998.
Search Engine Watch, February 21, 1998, "GoTo Sells Positions", obtained at the internet address <a href="http://www.searchenginewatch.com/news.html">http://www.searchenginewatch.com/news.html</a> , February 23, 1998.
Jodi Mardesich, "Search Engine Charges Hit Sites", from <a href="http://www.sjmercury.com/business/center/goto022198.html">http://www.sjmercury.com/business/center/goto022198.html</a> , Feb. 1998.
Ken Glaser, Who Will GoTo.com?", OnlinePress.com, Feb. 1998
Jeff Peline, "New Search Engine Goes Commercial", from <a href="http://www.news.com/News/Item/0,4,19281,00.html">http://www.news.com/News/Item/0,4,19281,00.html</a> , February 20, 1998.
"Going, Going...", The Wall Street Journal, April 1998. p. B1.
David Coursey, "Coursey.com", March 1998.
Don Clark, "Start-Up Plans Internet Search Service Tying Results To Advertising Spending", The Wall Street Journal, February 20, 1998.
Laurie J. Flynn, "With GoTo.com's Search Engine, The Highest Bidder Shall Be Ranked First", The New York Times, March 1998, p. C1.
Wyn Hilty, OCWeekly byte marks, "GoTo.Hell", from <a href="http://www.ocweekly.com/ink/archives/97/27byte-3.11.98-1.shtml">http://www.ocweekly.com/ink/archives/97/27byte-3.11.98-1.shtml</a> , March 13, 1998.
Jodi Mardesich, "Web Site Operators Pay For Top Billing", The News - Herald (Willoughby, OH), March 2, 1998.
Laura Rich, Adweek Online IQ News Online, February 23, 1998, "New Search Engine Allows Sites to Pay Their Way to Top", from <a href="http://www.adweek.com/iq/iqnews02.asp">http://www.adweek.com/iq/iqnews02.asp</a> , Feb. 1998.
Patricia Riedman, "Search Engine Startup To Auction Listings", Advertising Age Magazine, February 23, 1998, p. 34.
Steven Vonder Haar, ZDNet.com, February 19, 1998, "Searching For The Highest Bidder", obtained at the internet address <a href="http://www.zdnet.com/intweek/daily/980219i.html">http://www.zdnet.com/intweek/daily/980219i.html</a> , February 23, 1998.
Nelson Wang, "Engines Battle Irrelevance of Results", Internet World, Feb. 10, 1998, p.1
Interactive Week Magazine, Garden City, N.Y. May 25, 1998.
Jeff Peline, "New Search Engine Goes Commercial", CNET News.com, from <a href="http://www.news.com/News/Item/0,4,19281,00.html">http://www.news.com/News/Item/0,4,19281,00.html</a> , Feb. 20, 1998.
Nick Wingfield, Staff Writer, CNET News.com, June 21, 1996, "Engine Sells Results, Draws Fire", obtained at the internet address <a href="http://www.news.com/News/Item/Textonly/0,25,1635,00.html">http://www.news.com/News/Item/Textonly/0,25,1635,00.html</a> , July 29, 1999.
Nick Wingfield, Staff Writer, CNET News.com, May 22, 1996, "Another Engine Takes Ads By The Click", obtained at the internet address <a href="http://www.news.com/News/Item/0,4,1387,00.html">http://www.news.com/News/Item/0,4,1387,00.html</a> , July 29, 1999.

RECEIVED

8 1 2002

Technology Center 2100

Rose Aguilar, Staff Writer, CNET News.com, April 29, 1996, "New Ad Model Charges By The Click", obtained at the internet address <a href="http://www.news.com/News/Item/0,4,1199,00.html">http://www.news.com/News/Item/0,4,1199,00.html</a> , July 29, 1999.
Alex Lash, Staff Writer, CNET News.com, December 11, 1996, "Open Text Updates Tools", obtained at the internet address <a href="http://www.news.com/News/Item/0,4,6118,00.html">http://www.news.com/News/Item/0,4,6118,00.html</a> , July 29, 1999.
"About SearchUP, Inc.", July 15, 1999, obtained at the internet address <a href="http://www.searchup.com/about.cfm">http://www.searchup.com/about.cfm</a> .
"Testimonials", July 15, 1999, obtained at the internet address <a href="http://www.searchup.com/testimonials.cfm">http://www.searchup.com/testimonials.cfm</a> .
"Benefits", July 15, 1999, obtained at the internet address <a href="http://www.searchup.com/benefits.cfm">http://www.searchup.com/benefits.cfm</a> .
"Information", July 15, 1999, obtained at the internet address <a href="http://www.searchup.com/information.cfm">http://www.searchup.com/information.cfm</a> .
"Tips & Tricks", July 15, 1999, obtained at the internet address <a href="http://www.searchup.com/tipsandtricks.cfm">http://www.searchup.com/tipsandtricks.cfm</a> .
Correspondence from Bryan Buck, President of SearchUp.com, July 7, 1999.
Saul Hansell "Alta Vista Invites Advertisers to Pay for Top Ranking", The New York Times, April 15, 1999, p. C2
Galore – Super Search Engine, May 21, 1999, obtained at the internet address <a href="http://www.galore.com/1/mainframe.shtml">http://www.galore.com/1/mainframe.shtml</a> .
hitsgalore.com Search Engine, May 21, 1999, obtained at the internet address <a href="http://www.hitsgalore.com">http://www.hitsgalore.com</a>
I Seek It "The Next Generation Search Engine", May 21, 1999, obtained at the internet address <a href="http://www.iseekit.com">http://www.iseekit.com</a> .
Correspondence from Emilia F. Cannella to Robert Brahms, CEO of BeFirst Internet Corporation regarding findwhat.com, July 20, 1999.
Correspondence from Emilia F. Cannella to Michael Melcher, MC Services regarding SearchUP.com, July 1, 1999.
Correspondence from Emilia F. Cannella to Robert G. Schuler, Esq., Kegler, Brown, Hill & Ritter regarding iseekit.com, July 1, 1999.
Correspondence from Emilia F. Cannella to Andrew Conru, Vote Publishing regarding galore.com, June 30, 1999.
SearchUP.com – Internet Directory, Automated Bid Placement System, obtained at the internet address <a href="http://www.searchup.com/search.cfm">http://www.searchup.com/search.cfm</a> , August 25, 1999.
SearchUP: URL Position Manager, obtained at the internet address <a href="https://www.securearea.net/searchup/login.cfm">https://www.securearea.net/searchup/login.cfm</a> , August 25, 1999.
SearchUP: URL Position Manager, obtained at the internet address <a href="https://www.securearea.net/searchup/newaccount.cfm">https://www.securearea.net/searchup/newaccount.cfm</a> , August 25, 1999.
SearchUP: URL Position Manager, obtained at the internet address <a href="https://www.securearea.net/getaccount/login.cfm">https://www.securearea.net/getaccount/login.cfm</a> , August 25, 1999.
Correspondence from Emilia F. Cannella to Mr. D. Reed, Reports Galore, regarding hitsgalore.com, June 30, 1999.
Miller, Karen L., "Improve Your Ranking", Home Office Computer, Vol. 16, No. 1, Jan. 1998, p. 51(2).
Jeff Fretzen, "Help For Getting The Word Out About Web Sites", PC Week, Vo. 14, No. 46, Nov. 3, 1997, p. 27(1).
Article from the Search Engine Report, "GoTo To Sell Positions", March 3, 1998, <a href="http://www.searchenginewatch.com/sereport/9803-to-to-html">http://www.searchenginewatch.com/sereport/9803-to-to-html</a> .

RECEIVED

JUL 31 2002

Technology Center 2100

Article from CNET News, "Engine Sells Results, Draws Fire", June 21, 1996, <a href="http://www.nees.com/News?Item/0,4,1635,00.html">http://www.nees.com/News?Item/0,4,1635,00.html</a> .
Press release on Lightweight Directory Access protocol (LDAP), Netscape Comm. Corp. Mountain View, CA., April 1996.
ClickMail Central directory, circa April 1996,
GoTo.com, circa 1998, at <a href="http://www.goto.com">www.goto.com</a>
Northern Light, circa 1997-98, at <a href="http://sirocco.northernlight.com">sirocco.northernlight.com</a>
Laura Rich, Adweek Online IQ News Online, February 23, 1998, "New Search Engine Allows Sites to Pay Their Way to Top", from <a href="http://www.adweek.com/iq/iqnews02.asp">http://www.adweek.com/iq/iqnews02.asp</a> , February 23, 1998.
Smith, Laura B., article "Going ... Gone", PC Week, Vol. 13, No. 34, August 26, 1996, p E1 (2), <a href="http://www.dialog-classic.com/DialogClassic/dialog">http://www.dialog-classic.com/DialogClassic/dialog</a> .
Cliff Kurtzman, "Another Internet Advertising List", Internet Advertising Digest #006, dated June 19, 1996, from <a href="http://www.o-a.com/archive/1996/june.0021.html">http://www.o-a.com/archive/1996/june.0021.html</a> , printed 09/28/01, 5 pages.

RECEIVED

JUL 31 2002

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In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement. However, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

  
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